

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ELMER R SUTTON
P.O. BOX 43
DAYS CREEK OR 97429

confirms the right to use the waters of PORTER CREEK, TRIBUTARY OF UMPQUA RIVER, for DOMESTIC USE FOR THREE HOUSEHOLDS AND IRRIGATION of 29.1 ACRES AND FIVE RESERVOIRS, CONSTRUCTED UNDER PERMIT R-10325, BEING RESERVOIR 1, RESERVOIR 2, RESERVOIR 3, RESERVOIR 4, AND RESERVOIR 5, TRIBUTARIES OF PORTER CREEK, FOR IRRIGATION.

This right was perfected under Permit S-49184. The date of priority is JULY 20, 1984. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.374 CUBIC FEET PER SECOND (CFS), BEING 0.01CFS FOR DOMESTIC USE FOR THREE HOUSEHOLDS AND 0.364 CFS FOR IRRIGATION or its equivalent in case of rotation, measured at the point of diversion and STORED WATER, NOT TO EXCEED 2.0 ACRE FEET FROM FIVE RESERVOIRS.

The points of diversion are located as follows:

Source	Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
Diversion 1	30 S	4 W	WM	10	NE SE		48	2560 FEET NORTH AND 910 FEET WEST FROM SE CORNER, SECTION 10
Diversion 2	30 S	4 W	WM	10	NE SE		48	2240 FEET NORTH AND 800 FEET WEST FROM SE CORNER, SECTION 10
Diversion 3	30 S	4 W	WM	10	NE SE			2040 FEET NORTH AND 570 FEET WEST FROM SE CORNER, SECTION 10
Diversion 4	30 S	4 W	WM	10	NE SE			1670 FEET NORTH AND 300 FEET WEST FROM SE CORNER, SECTION 10
Diversion 5	30 S	4 W	WM	10	NE SE			1480 FEET NORTH AND 40 FEET WEST FROM SE CORNER, SECTION 10
Diversion 6	30 S	4 W	WM	11	SW SW			880 FEET NORTH AND 620 FEET EAST FROM SE CORNER, SECTION 10

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.50 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

A description of the place of use to which this right is appurtenant is as follows:

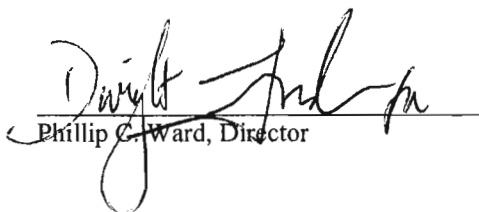
DOMESTIC USE FOR THREE HOUSEHOLDS						
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
30 S	4 W	WM	10	SW NE		48
30 S	4 W	WM	10	NE SE	9	

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
30 S	4 W	WM	10	SW NE		48	0.7
30 S	4 W	WM	10	SE NE		48	2.4
30 S	4 W	WM	10	NE SE		48	3.4
30 S	4 W	WM	10	NE SE	9		14.5
30 S	4 W	WM	10	NW SE	10		1.0
30 S	4 W	WM	10	NW SE		48	5.5
30 S	4 W	WM	11	NW SW			1.3
30 S	4 W	WM	11	SW SW			0.3

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

DEC 15 2006

WITNESS the signature of the Water Resources Director, affixed _____.


 Phillip C. Ward, Director